

MINUTES
OF THE
SEPTEMBER 19, 2019 REGULAR BUSINESS MEETING



OF THE
OKLAHOMA WORKERS' COMPENSATION COMMISSION

STATEMENT OF OKLAHOMA OPEN MEETING ACT COMPLIANCE

Notice of this Regular Meeting was filed with the Secretary of State's office on Monday, November 15, 2018 at 4:02 p.m., in compliance with the Open Meeting Act.

The agenda was posted at least 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, the Commission's principal office.

MINUTES OF THE SEPTEMBER 19, 2019 REGULAR BUSINESS MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission met at 1915 N. Stiles Ave., 2nd floor, Oklahoma City, Oklahoma, on August 15, 2019.

Members present: Chairman Mark Liotta, Commissioner Jordan Russell, and Commissioner Megan Tilly.

Others Present: Sarah Greenwalt McMurray, WCC; Dana Esparza, WCC; Eric Russell, WCC; and Andrea Delling, WCC.

Chairman Liotta expressed appreciation for those in attendance. After the roll was taken, he announced the presence of a quorum. The meeting was called to order at approximately 1:30 p.m.

1. Approval of Minutes

The drafted minutes of the August 15, 2019, September 5, 2019, and September 6, 2019 public meetings of the Commission were considered for approval.

Motion: Commissioner Tilly moved to approve the minutes of the August 15, 2019, September 5, 2019, and September 6, 2019 public meetings.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

2. Discussion and Consideration of Commission's FY2021 Operating Budget Submission

The Commission discussed and considered approval of its FY2021 Operating Budget Submission, as proposed.

Andrea Delling was recognized, reported, gave her recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Russell moved to approve the FY2021 Operating Budget Submission, as proposed.

Second: Commissioner Tilly.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

3. Discussion and Consideration of a Purchase Order for the Conference

The Commission discussed and considered a purchase order in the amount of fifty thousand dollars (\$50,000) to pay the Reed Center for various Conference items.

Andrea Delling was recognized, reported, gave her recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to approve a purchase order in the amount of fifty thousand dollars (\$50,000) to pay the Reed Center for various Conference items.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

4. Consent Agenda for Travel Vouchers Currently Outstanding

85A O.S. § 23 states that any Commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act. The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission. In accordance with this section, the Commission considered a vote to approve the currently outstanding vouchers.

Motion: Commissioner Russell moved to approve the Consent Agenda as presented.

Second: Commissioner Tilly.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

5. Discussion and Consideration of Current Commission Policies

The Commission discussed and considered adopting and/or modifying the following policy:

- a) WCC-9 – Harassment Free Workplace Policy

Sarah Greenwalt McMurray was recognized, reported, gave her recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to approve the policy as presented.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

6. Discussion of Court Reporting Activities Relating to the Commission

The Commission discussed court reporting generally, aspects of court reporting that are unique to the Commission, and potential challenges that the Commission may face.

Monica Pack was recognized, reported, and responded to questions of the Commissioners.

There was no action taken on this agenda item.

7. Report on the Fee Schedule Revision Process Mandated by HB 2367

The Commission discussed the progress made on a potential revision to the fee schedule as mandated by HB 2367.

There was no action taken on this agenda item.

8. Possible Executive Session Pursuant to Title 25 O.S., § 307(B)(1) and (B)(4)

1. The Commission discussed the employment evaluation, promotion, salary or performance of the General Counsel and Executive Director positions.
2. The Commission discussed a pending action under 25 O.S. § 307(B)(4) to review a draft Memorandum of Understanding governing records storage with the Court of Existing Claims to effectuate the provisions of House Bill 2367.

A. Motion and Vote to enter into Executive Session.

Motion: Commissioner Tilly moved to enter into Executive Session.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

B. Motion and Vote to Reconvene in Open Session.

Motion: Commissioner Tilly moved to reconvene into Open Session.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

MOTIONS ARISING OUT OF EXECUTIVE SESSION

- 8(2). The Commission discussed a pending action under 25 O.S. § 307(B)(4), to review a draft Memorandum of Understanding governing records storage with the Court of Existing Claims to effectuate the provisions of House Bill 2367.

Chairman Liotta reported, gave his recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to approve the MOU as amended.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

The motion carried.

9. New Business

There was no new business.

10. Announcements

The Commission's next special business meeting is on Thursday, October 9, 2019. The Commission's next regular appeals meeting is on Friday, September 20, 2019.

ADJOURNMENT.....Chairman Mark Liotta

Motion: Commissioner Tilly moved to adjourn.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried. The meeting adjourned.